

House File 2450

H-8408

1 Amend House File 2450 as follows:

2 1. By striking everything after the enacting clause  
3 and inserting:

4 <Section 1. AUTOMATED TRAFFIC LAW ENFORCEMENT  
5 PROGRAMS — MORATORIUM ON NEW LOCAL ORDINANCES.

6 1. During the period beginning on the effective  
7 date of this Act and ending June 30, 2013, a local  
8 authority shall not adopt a new ordinance for the  
9 implementation of an automated traffic law enforcement  
10 program. A local authority that has adopted such an  
11 ordinance prior to the effective date of this Act may  
12 continue to use automated traffic law enforcement  
13 systems according to the terms of the authorizing  
14 ordinance.

15 2. For purposes of this section, "automated traffic  
16 law enforcement system" means a device with one or more  
17 sensors working in conjunction with a traffic control  
18 signal or device or a speed-measuring device to produce  
19 recorded images of vehicles being operated in violation  
20 of traffic or speed laws. "Automated traffic law  
21 enforcement system" does not include a device operated  
22 in the presence of a peace officer or a device mounted  
23 on a school bus and operated in the presence of the  
24 driver of the school bus.

25 Sec. 2. AUTOMATED TRAFFIC LAW ENFORCEMENT SYSTEMS  
26 STUDY.

27 1. The center for transportation research and  
28 education at Iowa state university, in consultation  
29 with the department of transportation and the  
30 department of public safety, shall conduct a  
31 comprehensive study regarding the use and effectiveness  
32 of automated traffic law enforcement systems. The  
33 elements of the study shall include but are not limited  
34 to the following:

35 a. An overview of the history of automated traffic  
36 law enforcement systems nationally and an overview of  
37 the impact of the systems on traffic safety and traffic  
38 law enforcement in areas of the country in which the  
39 systems have been used.

40 b. A compilation and analysis of available data  
41 regarding the use of automated traffic law enforcement  
42 systems in this state and in other states to evaluate  
43 the effect of the systems on accident rates including  
44 the number, type, and severity of accidents and the  
45 property damage, injuries, and fatalities resulting  
46 from such accidents.

47 c. Information regarding the manner in which  
48 automated traffic law enforcement systems are regulated  
49 by various states.

50 d. Identification of potential strategies to

1 address the existence and impact of automated traffic  
2 law enforcement programs in this state. To the  
3 extent possible, the study shall evaluate the types  
4 of restrictions that might be imposed on local  
5 authorities by the state to limit the number and  
6 scope of such programs or to enhance the effectiveness  
7 of such programs. Possible strategies to consider  
8 include requiring legislative approval for the use of  
9 automated traffic law enforcement systems, requiring a  
10 local authority to prove a need for the systems as a  
11 condition for adopting an ordinance authorizing their  
12 use, imposing statutory limits on civil penalties,  
13 and other similar strategies for the regulation of  
14 automated traffic law enforcement programs.

15 2. Local authorities that are using automated  
16 traffic law enforcement systems as of the effective  
17 date of this Act shall provide information at the  
18 request of the center for transportation research and  
19 education to assist the center in conducting the study  
20 required under this section.

21 3. The center for transportation research and  
22 education shall submit a report of its study to the  
23 general assembly by January 15, 2013.

24 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being  
25 deemed of immediate importance, takes effect upon  
26 enactment.>

27 2. Title page, line 1, by striking <prohibiting>  
28 and inserting <providing for a study concerning>

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H. MILLER of Webster

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WOLFE of Clinton